

REMARKS

Claims 1-16 are pending in the present application. In the above amendments, claims 1-4, 6, 9-11, and 14 have been amended, and new claims 17-20 have been added. Therefore, after entry of the above amendments, claims 1-20 will be pending in this application. Applicants believe that the present application is now in condition for allowance, which prompt and favorable action is respectfully requested.

1. Rejection under 35 U.S.C. Section 112, second paragraph.

Applicants have amended Claim 4 for better clarity.

1. Rejection under 35 U.S.C. Section 102(e) and 103(a)

Applicants respectfully submit that none of the references disclose the Applicants' invention, as claimed now. Specifically, Shaw does not disclose "determining whether or not said available software is authenticated." Shaw only discloses testing whether resident software (e.g., application code 26) is intact. (See col. 3, lines 66-67, and FIG. 2, block 130). In Shaw, per Claims 1, 9, 17, and 19, there is no mention of testing authenticity of the available software, which is for being loaded into the remote device, (e.g., Downloader 70). In addition, Shaw does not disclose "setting an authentication flag if said available software is authenticated."

Per Claims 2, 10, 18, and 20, Applicants further submit that Shaw does not disclose "rejecting said available software if said resident software is authenticated and said available software is not authenticated" or "loading said available software if said resident software is authenticated and said available software is authenticated." On the contrary, Shaw discloses that only the resident software (e.g., Application Code 26) is checked for authenticity, and if it is intact, the available software (e.g., Downloader 70) is neither checked for authenticity nor loaded into the remote device.

Therefore, since Shaw does not disclose at least the above limitations, Applicants respectfully request the Examiner to withdraw these rejections.

CONCLUSION

In light of the amendments contained herein, Applicants submit that the application is in condition for allowance, for which early action is requested.

Please charge any fees or overpayments that may be due with this response to Deposit Account No. 17-0026.

Respectfully submitted,

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